

IN THE ORO VALLEY TOWN COURT
IN THE COUNTY OF PIMA, IN AND FOR THE STATE OF ARIZONA

In the Matter of:)	
)	
ADOPTION AND IMPLEMENTATION)	Administrative Order
OF PRESUMPTIVE STANDARDS FOR)	No. 2022 - 02
REMOTE AND IN-PERSON HEARINGS)	
FOR THE ORO VALLEY TOWN)	
COURT)	
<hr/>)	

In June 2021, the Arizona Supreme Court’s COVID-19 Continuity of Court Operations During a Public Health Emergency Workgroup (Plan B Workgroup) recommended best practices that should be retained or adapted post-pandemic, which included a recommendation that courts continue to use and expand technology to conduct remote court proceedings. In January 2022 the workgroup reconvened and issued a report, *Recommended Remote and In-Person Hearings in Arizona State Courts in the Post-Pandemic World* (“Report”) which includes as Appendix 1 recommendations regarding which hearing types should be held remotely and which should be held in person (“Presumptive Standards”).

On April 27, 2022, the Supreme Court issued Administrative Order No. 2022-46 adopting the Presumptive Standards as set forth in Appendix 1 of the Report and requires the presiding judge of each municipal court to issue an administrative order adopting standards regarding which hearing types will be held remotely and which hearing types will be held in person. Administrative Order No. 2022-46 allows the presiding judge of the municipal court, after consultation and approval from the presiding judge of the superior court in the county, to adapt the Presumptive Standards as necessary due to limitations in local court resources, bandwidth, technology hardware, software, and staffing or, for good cause, to meet unique needs in their respective cities.

Upon consultation with and approval from the presiding judge of the superior court in Pima County, pursuant to Supreme Court Administrative Order No. 2022-46,

IT IS ORDERED adopting the Chart attached hereto as the presumptive manner for holding hearings set for Proceedings Under Arizona Rules of Protective Order Procedure on or after October 1, 2022, in the Oro Valley Town Court.

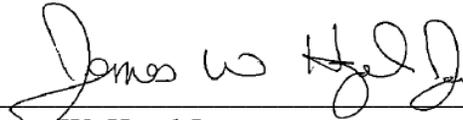
IT IS FURTHER ORDERED adapting the Presumptive Standards adopted by the Supreme Court for the hearings outlined in Appendix 1 for Limited Jurisdiction Proceedings Involving Criminal Misdemeanor Charges with the procedure outlined below:

- If the defendant is pro se, a remote appearance will be arranged upon their request

- If the defendant has representation, their attorney will submit their request for a remote appearance in writing.
 - Once their request is granted, a remote appearance will be arranged via video and a new court date and time will be scheduled.
 - The defendant is expected to appear alongside their attorney during the remote court hearing.

IT IS FURTHER ORDERED that hearings in the Oro Valley Town Court must be held in the presumptive manner as described above, but a judge assigned to a case may make a hearing-specific deviation from the presumptive manner in which a hearing must be held if holding the hearing in the presumptive manner is not practical or otherwise not in the interest of justice. The court must provide notice to the parties when such an alternative is utilized.

Dated this 5th day of October 2022.



James W. Hazel Jr.
Presiding Judge, Oro Valley Town Court Pima
County

Appendix 1
Recommended Remote and In-Person Hearings in the Post-Pandemic World
by Case Type and Hearing Types in Oro Valley Town Court

Case Type	Hearing Type	Remote	In-Person
<i>Proceedings Under Arizona Rules of Protective Order Procedure</i>			
	Ex Parte Hearing	X	
	Contested Protective Order [Evidentiary] Hearing		X
	Other	X	
<i>Limited Jurisdiction Proceedings Involving Criminal Misdemeanor Charges; under the Rules of Court Procedure for Civil Traffic, Boating, Marijuana and Parking and Standing Violations (CTBMPSV) and Juvenile Hearing Officer Proceedings</i>			
<i>Criminal Misdemeanor</i>			
	Appearance/Arrestment/Initial*	X	
	Pre-trial Motion – Non-witness*	X	
	Pre-trial/Motion – Witness		X
	Change of Plea/Sentencing*	X	
	Pre-trial Conference*	X	
	Order to Show Cause		X
	Case Management Conference/Trial Preparedness Conference*	X	
	Settlement Conference*	X	
	Jury Trial		X
	Bench Trial		X
	Probation Violation Arrestment*	X	
	Probation Violation Hearing		X
	Probation Violation Disposition		X
	Other – Non-witness*	X	
	Other – Witness		X
	Bond Forfeiture*	X	
<i>CTBMPSV</i>			
	Arrestment*	X	
	Trial/Contested Hearing		X
	Photo Enforcement Hearing*	X	
	Other (including ID Hearings, Local Ordinance, Parking)*	X	
<i>Juvenile Hearing Officer Proceedings</i>		X	

* Hearings will be held in person unless a request for a remote appearance is requested. See Administrative Order 2022-02.